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U.S. DISTRICT COURT E.D.N.Y.

				U.S. Di	STRICT COURT E	Y.N.C
EASTERN DIS	TES DISTRICT COURSTRICT OF NEW YOR	K		*	JUL 17 2018	*
TERENCE A.	NELSON,	X		LON	G ISLAND OFF	FICE
	PLAINTIFF,				SHEET 578 (DRH)	
-	-AGAINST-				,,	
	SUFFOLK, DETECTIVE DETECTIVE RALPH I					
	DEFENDANTS.	v				
	· • • • • • • • • • • • • • • • • • • •	x				
	Į.	NSTRUCTION	<u>s</u>			
CHARGE. TH	ABLE LAW AS TO THE E PURPOSE OF THIS OUR VERDICT.	-				
	T MUST BE UNANIMO ER TO EACH QUESTI	▼	S, EACH C	F YO	U MUST AGRE	EE
	FEDERAL C	IVIL RIGHT	S CLAIMS			
FALSE ARRES	<u>T</u>					
<u>A</u> H A W	AS PLAINTIFF'S FE RREST BEEN ESTABI UDSON FOR THE PER RRIVED AT THE PRE ERE LOOKING FOR H HE PRECINCT FROM	ISHED AS T TOD BEGINN CINCT TO I IM UNTIL D	O THE DEFING FROM NQUIRE WHEFENDANT DIAMOND S	ENDA THE ETHE RIVE	NT WILLIAM TIME PLAINT R DETECTIVE RA RETURNED	S

(B) HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANT RIVERA RETURNED FROM THE ULTRA DIAMOND STORE TO WHEN THE OFFICERS WERE INFORMED THAT THE MISSING DIAMOND BRACELET WAS FOUND AT THE STORE AND COULD NOT HAVE BEEN STOLEN BY PLAINTIFF?

YES	$\sqrt{}$	NO	

	(C)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANTS LEARNED THAT THE MISSING BRACELET WAS FOUND UNTIL HIS ARRAIGNMENT?
		YES NO
2.	(A)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME PLAINTIFF ARRIVED AT THE PRECINCT TO INQUIRE WHETHER DETECTIVES WERE LOOKING FOR HIM UNTIL DEFENDANT RIVERA RETURNED TO THE PRECINCT FROM THE ULTRA DIAMOND STORE? YESNO
		IES NO
	(B)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANT RIVERA RETURNED FROM THE ULTRA DIAMOND STORE TO WHEN THE OFFICERS WERE INFORMED THAT THE MISSING DIAMOND BRACELET WAS FOUND AT THE STORE AND COULD NOT HAVE BEEN STOLEN BY PLAINTIFF?
		YES NO
		HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANTS LEARNED THAT THE MISSING BRACELET WAS FOUND UNTIL HIS ARRAIGNMENT?
		YES NO
MALIC	CIOUS	PROSECUTION
3.	(A)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF MALICIOUS PROSECUTION BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON?
		YES NO
	(B)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF MALICIOUS
		Page 2 of 6

		PROSECUTION BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA? YES NO
<u>DENI</u>	AL OF	DUE PROCESS/FAIR TRIAL
4.	(A)	HAS PLAINTIFF'S <u>FEDERAL CIVIL RIGHTS CLAIM OF DENIAL OF DUE PROCESS/FAIR TRIAL</u> BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON?
		YES NO
	(B)	HAS PLAINTIFF'S <u>FEDERAL CIVIL RIGHTS CLAIM OF DENIAL OF DUE PROCESS/FAIR TRIAL</u> BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA?
		YES NO
<u>FAIL</u>	URE T	O INTERVENE
5.	(A)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FAILURE TO INTERVENE BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON?
		YES NO
	(B)	HAS PLAINTIFF'S FEDERAL CIVIL RIGHTS CLAIM OF FAILURE TO INTERVENE BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA?
		YES NO

STATE LAW CLAIMS

FALSE ARREST

6. (A) HAS PLAINTIFF'S STATE LAW CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON FOR THE PERIOD BEGINNING FROM THE TIME PLAINTIFF ARRIVED AT THE PRECINCT TO INQUIRE WHETHER DETECTIVES WERE LOOKING FOR

		HIM UNTIL DEFENDANT RIVERA RETURNED TO THE PRECINCT FROM THE ULTRA DIAMOND STORE?
		YES NO
	(B)	ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANT RIVERA RETURNED FROM THE ULTRA DIAMOND STORE TO WHEN THE OFFICERS WERE INFORMED THAT THE MISSING DIAMOND BRACELET WAS FOUND AT THE STORE AND COULD NOT HAVE BEEN STOLEN BY PLAINTIFF?
		YES NO
	(C)	HAS PLAINTIFF'S STATE LAW CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT WILLIAM HUDSON FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANTS LEARNED THAT THE MISSING BRACELET WAS FOUND UNTIL HIS ARRAIGNMENT?
		YES NO
7.	(A)	HAS PLAINTIFF'S STATE LAW CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME PLAINTIFF ARRIVED AT THE PRECINCT TO INQUIRE WHETHER DETECTIVES WERE LOOKING FOR HIM UNTIL DEFENDANT RIVERA RETURNED TO THE PRECINCT FROM THE ULTRA DIAMOND STORE?
		YES NO
	(B)	HAS PLAINTIFF'S STATE LAW CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANT RIVERA RETURNED FROM THE ULTRA DIAMOND STORE TO WHEN THE OFFICERS WERE INFORMED THAT THE MISSING DIAMOND BRACELET WAS FOUND AT THE STORE AND COULD NOT HAVE BEEN STOLEN BY PLAINTIFF?
		YES NO
	(C)	HAS PLAINTIFF'S STATE LAW CLAIM OF FALSE ARREST BEEN ESTABLISHED AS TO THE DEFENDANT RALPH RIVERA FOR THE PERIOD BEGINNING FROM THE TIME DEFENDANTS LEARNED THAT THE MISSING BRACELET WAS FOUND UNTIL HIS ARRAIGNMENT?
		YES NO
		·

MALICIOUS PROSECUTION

8.	(A)	HAS PLAINTIE	F'S	STATE	LAW	CLAIN	1 OF	MAL:	<u> CIOUS</u>	
		PROSECUTION	BEEN	ESTA	BLISH	ED AS	TO	THE	DEFENDA	NT
		WILLIAM HUDS	ON?							

YES / NO

(B) HAS PLAINTIFF'S STATE LAW CLAIM OF MALICIOUS
PROSECUTION BEEN ESTABLISHED AS TO THE DEFENDANT RALPH
RIVERA?

YES _____ NO _____

IF YOU ANSWERED "NO" TO ALL OF THE ABOVE QUESTIONS YOU HAVE FOUND FOR DEFENDANTS. PROCEED NO FURTHER AND SIMPLY REPORT YOUR VERDICT TO THE COURT.

IF YOU ANSWERED "YES" TO ANY OF THE ABOVE QUESTIONS, THEN YOU HAVE FOUND FOR THE PLAINTIFF, IN WHICH EVENT YOU SHOULD PROCEED TO QUESTIONS 9 THROUGH 13 BELOW.

COMPENSATORY DAMAGES

9. A. PLEASE STATE THE TOTAL AMOUNT OF COMPENSATORY DAMAGES, IF ANY, YOU ARE AWARDING PLAINTIFF:

COMPENSATORY DAMAGES (TOTAL AMOUNT)

s 7,000

NOMINAL DAMAGES (\$1.00)

(TO BE CONSIDERED ONLY IF YOU RETURN A VERDICT FOR THE PLAINTIFF ON ONE OR MORE OF HIS <u>FEDERAL CIVIL RIGHTS CLAIMS</u> BUT DO NOT AWARD PLAINTIFF ANY COMPENSATORY DAMAGES ON THAT CLAIM)

10. SHOULD PLAINTIFF BE AWARDED NOMINAL DAMAGES IN THE SUM OF \$1.00 ON HIS FEDERAL CIVIL RIGHTS CLAIMS AS AGAINST DEFENDANT HUDSON?

		YES		ľ	10		•		
11.	\$1.00		FEDER		ED NOMINAL L RIGHTS C				e
		YES		N	10				
				PUNITI	VE DAMAGES	<u> </u>			
					D ONLY IF	YOU HAVE	E FOUND	FOR TH	łE
12.	PLEAS	E STATE	THE A	MOUNT OF	PUNITIVE	DAMAGES,	IF ANY	, YOU	ARE
	1	ing pla punitiv \$ <u>20</u>	E DAMA	GES	DEFENDAN'	T HUDSON:			
	AWARD:		INTIFF E DAMAC	AGAINST	PUNITIVE DEFENDAN			YOU	ARE
DATED		JULY (7		NDM VO	DV.	•			